

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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OLGA MONTES,

Plaintiff,

ORDER  
1:22-CV-03217-GRJ

v.

KILOLO KIJAKAZI  
ACTING COMMISSIONER OF SOCIAL  
SECURITY,

Defendant.

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GARY R. JONES, United States Magistrate Judge:

Pending before the Court is the parties' Stipulation for Allowance of Fees under the Equal Access to Justice Act and Costs Under 28 U.S.C. § 1920. (Docket No. 35.) The parties have stipulated that Plaintiff should be awarded eight thousand nine-hundred ninety-three dollars and thirty-three cents (\$8,993.33) in attorney's fees and expenses of \$22.14 under the Equal Access to Justice Act.

Upon due consideration, it is **ORDERED**:

1. Plaintiff is awarded attorney's fees under the EAJA in the amount of **\$8,993.33** and expenses of **\$22.14**. The payment of attorney's fees and expenses are subject to any offsetting debt owed by the Plaintiff to the United States. Before the Commissioner shall be obligated to pay the

EAJA fees the Commissioner must determine whether Plaintiff owes a debt to the government. In the event the United States Department of the Treasury determines that Plaintiff does not owe a federal debt, the Commissioner must then pay the fees and expenses directly to Plaintiff's counsel.

Dated: August 3, 2023

*s/ Gary R. Jones*

GARY R. JONES  
United States Magistrate Judge